## UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

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NO. 01-35829 CT/AG#: CV-99-00287-FR

CENTER FOR BIOLOGICAL DIVERSITY, a non-profit organization; SOUTHWEST CENTER FOR BIOLOGICAL DIVERSITY; BIODIVERSITY ASSOCIATES; BIODIVERSITY LEGAL FOUNDATION; BLUE MOUNTAINS BIODIVERSITY PROJECT; CARSON FOREST WATCH; ECOLOGY CENTER; ENVIRONMENTAL PROTECTION INFORMATION CENTER; FRIENDS OF NEVADA WILDRENESS; HELLS CANYON PRESERVATION COUNCIL; KLAMATH FOREST ALLIANCE, KLAMATH SISKIYOU WILDLANDS CENTER; MARICOPA AUDUBON SOCIETY; NW ECOSYSTEM ALLIANCE; OREGON NATURAL RESOURCES COUNCIL; PREDATOR PROJECT; SKY ISLAND WATCH; T&E, INC.; WILD UTAH FOREST CAMPAIGN

Plaintiffs - Appellants

v.

ANNE BADGLEY, Regional Director U.S. Fish & Fildlife Service; JAMIE RAPPAPORT CLARK, Director U.S. Fish & Wildlife Service; GALE NORTON, Secretary of the Interior

Defendants - Appellees

NATIONAL WILDLIFE FEDERATION; AMERICAN FOREST & PAPER ASSOCIATION

Amici Curiae

and

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AMERICAN FOREST & PAPER ASSOCIATION, amicus

Amicus

APPEAL FROM the United States District Court for the

District of Oregon (Portland) .

THIS CAUSE came on to be heard on the Transcript of the Record from the United States District Court for the District of Oregon (Portland) and was duly submitted.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court, that the judgment of the said District Court in this cause be, and hereby is AFFIRMED.

Filed and entered July 21, 2003

A TRUE COPY ATTEST

CATHY CATTERSON Clerk of Court

Ruben Talavera

Deputy Clerk

This certification does constitute the mandate of the court.